

HOUSE No. 5155

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, July 31, 2022.

The committee on House Ways and Means to whom was referred the Bill authorizing the city of Lynn to grant a conservation restriction to park lands, forest lands and watershed lands to the Department of Conservation and Recreation and the Essex County Greenbelt Association, Inc. in Lynn, Saugus, and Lynnfield, Massachusetts (House, No. 5024), reports recommending that the same ought to pass with an amendment substituting therefor the accompanying bill (House, No. 5155) [Local Approval Received].

For the committee,

AARON MICHLEWITZ.

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**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act authorizing the city of Lynn to grant a conservation restriction to park lands, forest lands and watershed lands to the Department of Conservation and Recreation and the Essex County Greenbelt Association, Inc. in Lynn, Saugus, and Lynnfield, Massachusetts.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Notwithstanding chapter 30B of the General Laws, any other general or
2 special law or any ordinance or charter to the contrary, the city of Lynn, acting by and through its
3 mayor with the approval of its city council, and the Lynn water and sewer commission
4 established in chapter 381 of the acts of 1982 may grant, for no monetary consideration, to the
5 commonwealth, acting by and through the department of conservation and recreation, and the
6 Essex County Greenbelt Association, Inc. easements and restrictions through a conservation
7 restriction pursuant to sections 31 and 32 of chapter 184 of the General Laws on all or portions
8 of certain parcels of land owned by the city of Lynn or the Lynn water and sewer commission
9 located in the city of Lynn and the towns of Saugus and Lynnfield as identified in section 2. The
10 conservation restriction may be jointly granted to and held by the department of conservation and
11 recreation and the Essex County Greenbelt Association, Inc. for conservation and recreation
12 purposes for the general public, including the preservation and protection of water resources,
13 wildlife and native habitats, sustainable forest management and passive recreational uses. The

14 property identified in section 2 was acquired for and used by the city of Lynn for recreational,
15 watershed and water supply protection purposes or will be acquired for such purposes by
16 confirmatory order of taking.

17 SECTION 2. (a) The parcels of land in the city of Lynn and the towns of Saugus and
18 Lynnfield, on which a conservation restriction is authorized to be granted pursuant to section 1,
19 are identified on the following plans: (i) “Plan of Land, Lynn Woods Reservation in Lynn,
20 Saugus, & Lynnfield, Mass.” prepared for Lynn Department of Community Development and
21 recorded at the Essex south registry of deeds on August 10, 2017 in plan book 461, plan 29; (ii)
22 “Plan of Land, Lynn Massachusetts” prepared for Stoney Brook Realty Trust and recorded on
23 November 1, 2002 in the Essex south registry of deeds in plan book 363, plan 40; (iii) “Lynn,
24 Massachusetts, Subdivision of Land” prepared for Franklin B. Kashner and recorded in the Essex
25 south registry of deeds on May 30, 2001 in plan book 351, plan 62; (iv) “Sub-Division of Land
26 owned by Hume W. & Shirley S. Thistle” recorded in the Essex south registry of deeds on
27 March 8, 1946 in plan 93 of 1946; and (v) “Plan Showing Land Taken by City of Lynn for
28 Purpose of Public Water Supply” recorded in the Essex south registry of deeds on May 23, 1916
29 in plan book 2331, plan 455. Minor modifications may be made to the description or boundaries
30 with the approval of the parties to the conservation restriction authorized in section 1 as said
31 parties intend that the conservation restriction include the lands and water located in Lynn
32 Woods comprised of approximately 2,079 acres, excluding the areas described in subsection (b).

33 (b) The parcels of land on which a conservation restriction is authorized to be granted
34 pursuant to section 1 shall not include, from the plans identified in subsection (a), the following:
35 (i) approximately 18 acres in Lynnfield; (ii) Mary Ellen drive as shown on plan entitled,
36 “Spickett Hill ‘Definitive Subdivision Plan’ in Lynn, Mass.” recorded at the Essex south registry

37 of Deeds on October 20, 1987 in plan book 231, plan 98; (iii) Frey park on Dungeon avenue,
38 Walnut street and Oak street; and (iv) Lynn water and sewer commission land east of Parkland
39 avenue.

40 SECTION 3. This act shall take effect upon its passage.